

The hospital ship which is going to meet Admiral Evans' fleet—the first ship to be commanded by a doctor—will be pictured and described in

The Sunday Call

THE CALL



The pope is a kindly man of extraordinary humor in his conversation, say Californians, who tell of their experiences upon meeting him in

The Sunday Call

VOLUME CIII.—NO. 84.

SAN FRANCISCO, SATURDAY, FEBRUARY 22, 1908.

PRICE FIVE CENTS.

MONOPOLY OF PACIFIC MAIL IS SHATTERED

Isthmian Contract Annulled by Government and Federal Steamer Line Favored

Ports of Colon and Panama Are Declared Free to All Vessels

Bristow Contradicts Schwerin's Denial That Company Is Leagued With Railroads

By Ira E. Bennett

WASHINGTON, Feb. 21.—Joseph L. Bristow, who made a special report on the proposition to establish a government steamship line between San Francisco and Panama, told a congress committee today that the contract with the Pacific Mail giving it exclusive through bills of lading on freight for ports north of Panama had been annulled on his recommendation and that the ports of Colon and Panama were free to all steamers. He submitted his report made recently to Secretary Taft, in which the proposed federal steamer service is recommended.

R. P. Schwerin, general manager of the Pacific Mail, denies that the steamship line is operated in the interest of the transcontinental railroads. Bristow, however, said the steady decline in business from the Pacific coast, noticeable in the last four years, would not have occurred if there had been proper facilities offered and sufficient effort had been made to get shipments by way of Panama. He found the chambers of commerce on the Pacific coast complaining that the transcontinental roads have had so much business they have not been able to handle it. Bristow said in closing his report:

"After reviewing the subject in all its phases, including the probability of financial loss during the early period of its operation, and considering it, first, as to the desirability of having facilities off the Pacific coast to transport supplies, provisions and materials for use on the isthmus during canal construction; second, for the development of commerce over the highway which the government came into possession of by the purchase of the canal property, not only for the purpose of increasing our own commercial resources and the canal revenues, but also in the interest of commerce in general; and third, to provide north-bound cargo to fill the empty space on the Atlantic ships, it appears to me that the weight of the argument is strongly in favor of establishing this service."

GOLDFIELD TO STAND AGAINST FEDERATION

Sprague Denies Any Compromise Will Be Made With Mahoney

SPECIAL DISPATCH TO THE CALL
RENO, Nev., Feb. 21.—The Goldfield chamber of commerce has issued a statement signed by Charles S. Sprague, president of the chamber and editor of the Goldfield News, stating that, despite statements recently issued to the contrary, the camp will never recognize the western federation of miners, no matter what concessions may be arranged by acting President Mahoney.

Notwithstanding this utterance it is generally understood that some arrangement has been effected by which the open shop will be maintained and the Tonopah wage scale adopted, two points in favor of the mine owners, but that no miner is to be discriminated against because of his affiliation with the western federation of miners. The adoption of such an agreement will permit every mine in Goldfield to open within 24 hours after it becomes effective.

HALL SWEARS WIFE WAS INFLUENCED BY SISTER

Henry D. Hall, Fighting for Rich Estate, Makes Serious Charges

SPECIAL DISPATCH TO THE CALL
SANTA CRUZ, Feb. 21.—In the case of Henry D. Hall to break his wife's will the contestant today produced letters as evidence of the affection existing between the two. Mr. Hall a few weeks before her death went to Monterey for her health, and Hall accuses Mrs. Agnes Hihn Younger, who accompanied her, of alienating her affections from him in an attempt to secure her property.

Another letter, produced unexpectedly, was from F. A. Hihn, father of deceased, who wrote Hall to the effect that his daughter's mind was affected and that she wanted a valuable diamond ring returned which was given Hall.

Register NOW, Republicans

If you don't want Herin to rule you, get on the register before April 15.

Old registration has all expired—you must register again before April 15 or you can't vote at the May primaries.

Registration closes April 15.

Last day on which registered voter can move to another precinct and not lose his primary vote, April 6.

Registrar's office in the old city hall open from 9 a. m. to 5 p. m.

Register NOW, Republicans

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SATURDAY, FEBRUARY 22, 1908

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Langdon accuses police of arresting museum man and dancer for refusing to buy protection and declares Bligg should clean out Chinatown square. Page 6

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Senator Perkins justifies the expenditures for upbuilding the navy and the policy of sending the fleet to the Pacific. Page 2

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Stanley Ketchel is a strong 1 to 2 public choice over Mike (Twin) Sullivan for their 25 round fight this afternoon at the Mission street arena. Page 9

Oakland fans demand that three games of baseball be played across the bay each week. Page 9

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Eastern molders join in demand that government build its own warships. Page 5

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Stocks on mining exchange advance in price on report that work will resume in Nevada districts. Page 5

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Fifty Japanese tourists on a personally conducted trip around the world are coming here on the liner Siberia, due next week. Page 13

SOCIAL

Miss Margaret Hyde-Smith and Harold Dillingham to be married next Monday evening. Page 4

MILLER HOISTS WHITE FLAG ON HIS ORE FORT

Defender of Litigator Claims Succumbs to Lack of Sleep and Food

Crowds Swarm the Breastworks and Take Possession of Rich Strike

Sheriff, However, Takes a Hand and Courts Must Decide the Ownership

SPECIAL DISPATCH TO THE CALL

RENO, Nev., Feb. 21.—Overcome with weakness from lack of food and water and half dead with exhaustion from lack of sleep, Edward Miller gave up his long struggle against heavy odds this morning and surrendered. A gunny sack hoisted on the end of his rifle was the signal by which he announced his capitulation. His companions had deserted during the night, and, recognizing his inability to longer hold out without sleep, he gave up. He had hardly raised the white flag when Miller's five partners, with whom he claims an equal interest in the Litigator claim on Balloon hill, and fully two-score adherents swarmed across the breastworks of ore and took possession of the claim.

Miller was so completely done up from his protracted watch that his eyes closed in sleep even as the besieging force stormed his fort. Miller was at once dispossessed, but the others did not hold the ground very long. Sheriff Ingalls having arrived this afternoon in response to a hurry up call from Goldfield, and he took charge of the ground. He will remain in possession until the bitter and protracted lawsuit which is bound to follow is settled, the outcome meaning a fortune to the lucky side that secures the decision.

This closes for the present at least an incident that is without parallel in the state since the famous Waller affair on the Comstock 24 years ago.

RICKEY ON WAY TO CALIFORNIA CITIES

Banker Out on Bond and Commission's Dilatory Ways Rouse Depositors

SPECIAL DISPATCH TO THE CALL

RENO, Nev., Feb. 21.—Thomas B. Rickey, over whom hangs a charge of embezzlement and who is out on \$10,000 bail, left last evening for Sacramento and San Francisco. He will spend three days at Sacramento before going to the bay city. His trip concerns business of the State bank and trust company, of which he was president up to a short time ago.

The State bank commission did nothing at its meeting last evening except to instruct Bank Examiner Miller to visit Goldfield, Tonopah, Manhattan and Blair, and make another report on the condition of the branch banks in southern Nevada. This is the first action the commission has taken since it issued an alleged false statement several months ago that the bank was solvent.

As Miller already has made one examination of the southern branches it looks as if this latest move of the commission, which consists of Governor Sparks, State Treasurer Ryan and Secretary of State Douglas, was only another step in line with the already rather obvious policy of delay.

What they aim at and what they hope to accomplish is a mystery, but the majority of the poor depositors and the state press are growing quite feverish over the delay and open denunciation of the commission is the order of the day.

Attorney General Stoddard's request for a receiver has been turned down by the commission. He is now going ahead independently and is having an insolvency report prepared.

SULPHUR TREATED WINE IS PLACED UNDER BAN

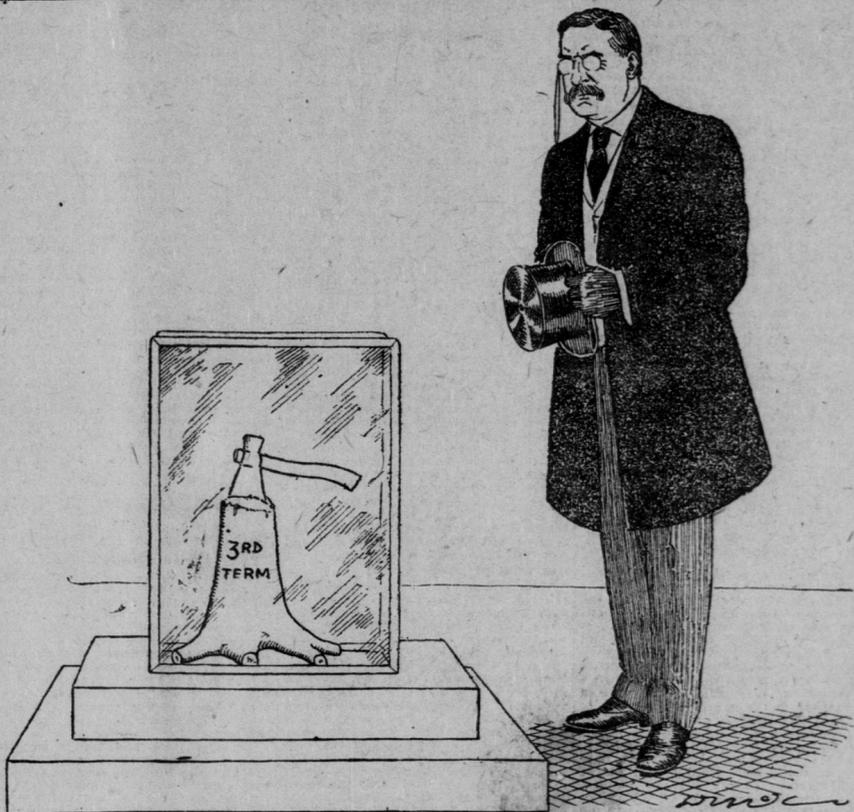
Use of Fumes to Preserve Liquor Will No Longer Be Permitted

WASHINGTON, Feb. 21.—Internal Revenue Commissioner Capers has written to Collector Muenster at San Francisco notifying him that grape juice treated with the fumes of sulphur is not "pure sweet wine," and therefore can not be fortified with grape brandy, free from tax. The government does not object to the sulphuring of casks, but holds that the use of sulphurous acid is to clarify and preserve the wine, and therefore can not be permitted.

TO INSTRUCT FILIPINOS

WASHINGTON, Feb. 21.—Seven Filipinos may receive instructions in the United States military academy, according to a bill passed by the senate today.

A National Monument



Havens and Poet's Wife Eat Toadstools

Mrs. Sterling and Brother in Law Made Ill by Amateur's Choice of Mushrooms

OAKLAND, Feb. 21.—Frank C. Havens and his sister in law, Mrs. George Sterling, wife of the poet, are recovering from a serious illness caused by eating toadstools which Havens himself had gathered in the yard of his new home, the Knolls, in Piedmont.

The cook and members of Havens' family insisted that the fungi were poisonous when Havens brought them into the house to be prepared, and only Havens and Mrs. Sterling partook of them. Both fell ill at once and for several days were under the care of physicians.

Havens and the Sterlings were preparing to leave for Catalina island on a fishing expedition when the toadstools were found. Neither has entirely recovered, although there is no longer any danger.

Mrs. H. Sterling had also planned to go to Carmel, where the poet has a cottage in the literary colony. This trip was postponed because of the mishap.

WIFE OF MAN WHO WED OAKLAND GIRL MERCILESS

Mrs. Clara McCune Will Prosecute Husband on Miss Lewis' Bigamy Charge

SPECIAL DISPATCH TO THE CALL

ST. LOUIS, Feb. 21.—Mrs. Clara McCune, Postoffice Inspector Sullivan's daughter, said today that she would aid in the prosecution of her husband, George Raymond McCune, who is now under arrest in Chicago charged with bigamy by Miss Hazel R. Lewis, 5599 San Pablo avenue, Oakland, whom he married a year ago.

"My husband went to California in September, 1906, to take a position," said Mrs. McCune. "He married Miss Lewis there March 11, 1907. She is only 17 and he was not of age then, but he represented her as 20 and himself as 22."

"She found letters from me and became suspicious. She sought his arrest at Tracy, Cal., which was his business headquarters for a while, but he was 'tipped off' and escaped."

"She seized his trunk and still has it, I understand. It contains trinkets I prize greatly and would like to recover. She notified the Oakland authorities and they notified me. That's how I learned that my husband was a bigamist."

"When he returned to St. Louis I partially forgave. I told him I would remain with him if he could keep out of trouble with his second wife, but that if the woman he had deceived followed him here I would help her prosecute him."

"We moved to Amarilla, Tex., and he ran out of funds there, so that I had to return to St. Louis. Inquiries from California became more frequent, and I determined to have nothing more to do with McCune."

"Last week he appeared at my father's house and made a disturbance, insisting on seeing our infant son, Willie. We had him arrested. A charge of carrying concealed weapons was placed against him, and he jumped his bond and went to Chicago."

Greenway Vainly Waits for Social Belgian

Smart Set Leader Believes Raymon Reyntiens Has Attended Parties Unbidden

It was at the Greenway cotillion Friday night and Ned Greenway was wroth. He said so and he looked it.

Raymon Reyntiens, a handsome Belgian of aristocratic lineage, was the cause. Greenway believed Reyntiens had been attending his parties without the proper credentials and was lying in wait to demand an explanation.

While waiting he unburdened his soul. "It seems," he said, "as if every man with a dress suit can find his way into one of my cotillions. I don't know half the faces that appear here. Who is this Raymon Reyntiens? He seems to be a mystery. I saw him at my last cotillion, but, though I have tried hard, I can not find who invited him. I am going to wait for him tonight, and if he shows up I shall ask him flatly who invited him."

But Ned waited in vain. Reyntiens didn't show.

"I can not understand Mr. Greenway making such remarks," said Reyntiens in languid tones. "If true, they are inhuman and show bad taste. I only attended one of his cotillions, and that was at the request of Mrs. Eleanor Martin and Mr. and Mrs. Peter Martin, with whom I had been dining that evening. I had the honor of meeting Mr. Greenway at San Rafael and from him received a general invitation to his affairs, but I considered myself too much of a gentleman to take advantage of the kindness until I received a specific invitation from Mrs. Eleanor Martin."

INDEPENDENCE LEAGUE CALLS A BIG MEETING

Hearst and Followers Will Endeavor to Find Out Where They Stand

SPECIAL DISPATCH TO THE CALL

CHICAGO, Feb. 21.—A national congress of the independence league will be held in the Auditorium tomorrow. William Randolph Hearst is expected in the morning. The New York delegates are still straggling through the snow banks on the Wabash somewhere in Canada. Many western states have sent delegates and the Illinois representation will be large.

The object of the conference is an enunciation of principles. Hearst will make an address, and "principles" will be set forth. The leaguers are somewhat puzzled as to the identity of the band wagon in which they will land the Bryan outfit does not enthrone them and the Roosevelt-Taft combination is impossible. Many are searching for a halter on a dark horse.

NO MORE OFFICES FOR MINNESOTA'S GOVERNOR

"I Am Not Even a Candidate for the Presidency," Declares Johnson

SPECIAL DISPATCH TO THE CALL

MINNEAPOLIS, Feb. 21.—"I am not a candidate for governor for a third term. I am not a candidate for any office, not even the presidency." Thus spoke Governor John A. Johnson today when addressing the Minnesota editorial association. It had been supposed that he would again be a candidate to succeed himself if not nominated for president.

Defend Appeal Court, Not the Ex-Mayor

In Opposing Application for Rehearing Schmitz's Attorneys Strive to Uphold Decision

An answer to the application of the people for a rehearing of the Schmitz extortion case by the supreme court and a final ruling on the questions of law involved in the notorious decision of the court of appeal was filed with the clerk of the supreme court yesterday by the attorneys for former Mayor Eugene E. Schmitz. The brief filed yesterday does not embody all the arguments of the defense, however, as a supplementary answer is to be filed Monday. Schmitz's attorneys would not state yesterday what points were to be considered in this second document, but they will undoubtedly relate to certain contentions of the state which are not touched upon in the answer filed yesterday.

The answer in behalf of the former city executive does not take the form of an argument against a review of the case, such as has been demanded by the attorney general and district attorney, but is rather a defense of the decision of the appellate court for use as argument. Instead of objecting to a hearing before the supreme court, which it is within the power of the court to refuse, Schmitz's attorneys apparently have taken it for granted that the hearing will be ordered and have thrown out the first bulwark to support their contentions relating to the construction of the law involved.

Carefully analyzed the answering brief is nothing more nor less than a long argument in support of the doctrine that blackmail and extortion are not crimes in the state of California. There is no attempt at justification of this holding other than the justification arising from the possibilities of constraining the language of the penal code.

Unable to force Rabbi Jacob Nieto to sign an affidavit relating to Ruef's immunity contract, Attorney Frank J. Murphy of Ruef's counsel made public last night a copy of the document which Henry Ach prepared in expectation of procuring Dr. Nieto's signature, and accompanied it with a statement charging that Attorney Wallace A. Wise, Dr. Nieto's adviser, is not fit to exercise the duties of an attorney.

Chagrined by the failure of the attempt to get an edited version of Dr. Nieto's connection with the Ruef immunity contract into evidence over the clergyman's signature, Murphy made an attack which already has rolled up the storm clouds and promises to develop a hurricane. Murphy centers his attack on Wise, but also makes caustic comment on the attitude of Judge Lawyer and Judge Dunne, referring to the former's action in the affidavit as "unprecedented," and to the latter's per-

Continued on Page 2, Column 2

RUEF'S MAN STIRS IRE OF NIETO

Murphy Bitterly Attacks Attorney Wise, Rabbi's Adviser, and Is Censured

Grafter's Lawyer Acted in Bad Faith in Giving Out Unsigned Affidavit

Clergyman Says Effort Was Made to Show Him as Boodler's Friend

Expressly Denies He Is Partisan of Fallen Leader of City Spoilers

"Mr. Wise's action in advising Dr. Nieto not to make an affidavit is extraordinary. An attorney who gives advice which results in suppressing the truth . . . deserves the condemnation of all honest men and is not fit to exercise the duties of an attorney. Indeed we are seriously thinking of calling the attention of the bar association to Mr. Wise's conduct in this case."—Statement of Attorney Frank J. Murphy of Ruef's counsel.

"I do not care to enter into any controversy with Mr. Murphy, though of course his statement is very broad and ill advised. Evidently Mr. Murphy made his statement with the intention of stirring up a controversy, but of course I do not know his real purpose. He knows, or ought to know if he knows anything, why I acted as I did, and I do not care to pay him the compliment of a reply."—Statement by Attorney Wallace A. Wise.

"There is no foundation for such an attack on Mr. Wise as Mr. Murphy has made, and it was a breach of confidence on Mr. Murphy's part to make public the affidavit which I refused to sign. He had no right to give it out, as it had not been finally gone over by me and contains statements for which I would not stand sponsor. His action is absolutely unjustified."—Statement of Rabbi Jacob Nieto.

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Impertinent Question No. 39

Why Do Men Prefer Blondes?

For the most original or wittiest answer to this question—and the briefer the better—The Call will pay FIVE DOLLARS. For the next five answers The Call will pay ONE DOLLAR each. Prize winning answers will be printed next Wednesday and checks mailed to the winners at once. Make your answer short and address it to IMPERTINENT QUESTIONS, THE CALL.

- Winning Answers to "What Is a Technicality?"
- \$5 prize to Isabella Ingalis, 226 North Market street, San Jose.
 - A dress rehearsal of a camel passing through the eye of a needle.
 - \$1 prize to R. P. McLaughlin, 919 Sutter street, Vallejo.
 - A limited stopover on the Heaney & San Quentin Short Line.
 - \$1 prize to F. A. MacLean, 1061 Oak street, city.
 - A blowhole in the armor plate of justice; usually detected by the gratescope.
 - \$1 prize to Vincent P. Hadenman, Palo Alto.
 - Grounds for Ruef's Faith, Schmitz' Hope, the appellate court's Charity.
 - \$1 prize to Mark J. Mitchell, St. Helena.
 - An excuse for an excuse.
 - \$1 prize to Mrs. M. O'Meara, 1619 Clay street, city.
 - A splitting of hairs to escape a shaving of heads.